

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: EIS-SCHWARTZ=21A

In re Application of:)	Confirmation No. 3865
)	
Michal EISENBACH-SCHWARTZ)	Art Unit: 1649
)	
Appln. No.: 10/807,414)	Examiner: Daniel E. KOLKER
)	
Filed: March 24, 2004)	Washington, D.C.
)	
For: POLY-GLU, TYR FOR)	April 28, 2008
NEUROPROTECTIVE THERAPY)	

STATEMENT OF SUBSTANCE OF INTERVIEW

Customer Service Window, Mail Stop Amendment
Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building, 401 Dulany Street
Alexandria, Virginia 22314

Sir:

An examiner's summary form was mailed on March 10, 2008, stating that applicant is given one month from the mailing date of the form to file a statement of the substance of the interview.

The entire substance of the examiner-initiated interview was a request for approval of a proposed examiner's amendment and a statement of consent by applicant's attorney to the proposal. This is the sum total of everything that happened at the interview. Applicant confirms the accuracy thereof.

It is believed that the wrong form was used to send this interview summary and that no response from applicant is necessary. It is requested that the interview summary record be withdrawn, insofar as it requires any statement from applicant about the substance of the interview or that this be considered as a timely response thereto.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant

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RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building, Mail Stop
401 Dulany Street
Alexandria, VA 22314

The present communication is in response to the "NOTICE TO FILE CORRECTED APPLICATION PAPERS" dated **March 27, 2008**.

- [X] Attached hereto as required by the Notice is/are:
[X] 2 substitute drawing sheets (Figures 17A-D) in compliance with 37 C.F.R. §1.84.
[] New pages _____ which contain the claims commencing on a separate page.
- [] Also attached hereto is/are:
[] Preliminary Amendment
[] An Information Disclosure Statement with Form SB/08A and _____ references.
[X] Other documents: Amendment
- [] Applicant claims small entity status. See 37 C.F.R. §1.27.
- [] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. §1.136(a). The appropriate fee required by 37 C.F.R. §1.17 is calculated as shown below:
- | Small Entity
Response Filed Within | Other Than Small Entity
Response Filed Within |
|---------------------------------------|--|
| [] First - \$ 55.00 | [] First - \$ 110.00 |
| [] Second - \$200.00 | [] Second - \$ 400.00 |
| [] Third - \$460.00 | [] Third - \$ 920.00 |
| [] Fourth - \$720.00 | [] Fourth - \$1440.00 |
- month after time period set month after time period set
- [] Conditional Petition for Extension of Time:
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [] Credit Card Payment Form, PTO-2038, authorizing payment the amount of _____ is enclosed to cover the above fees.
- [] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 §CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Serial No. : 10807414
Applicant : Eisenbach-Schwartz
Filing Date : 3/24/04
Date of Notice : 3/27/08

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Notice of Allowance Mailed

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 2 months from the date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. **This period for reply is NOT extendable under 37 CFR 1.136(a).**

In the drawings filed Mar. 24, 2004:

Figures 17A-17D are not acceptable. There is overprinting of data along the x and y axes of the graphs. Figure 17A's label is superimposed on the border of the figure.

*A copy of this notice **MUST** be returned with the reply. Please address response to
"Mail Stop Issue Fee, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450".*

/Don Fairchild/

Don Fairchild
Office of Data Management
Phone: 703-308-9250, ext. 126